

8-18-01

EL 465780227

#3

PATENT

Practitioner's Docket No. MI22-1663

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Re application of: Moore, Scott E.; Meikle, Scott G.; and Crum, Magdel

Application No.: 09/814,260

Group No.: 3723

Filed: 03/21/2001

Examiner: Unknown

For: Semiconductor Workpiece Processing Methods, a Method of Preparing Semiconductor Workpiece Process Fluid, and a Method of Delivering Semiconductor Workpiece Process Fluid to a Semiconductor Processor

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
SEP 24 2001
OFFICE OF PETITIONS

PETITION TO ESTABLISH PRIOR RECEIPT IN THE P.T.O.
OF ITEM CONSIDERED AS OMITTED BY THE
P.T.O.--RESPONSE TO "NOTICE OF OMITTED ITEMS"

1. This is in response to the "NOTICE OF OMITTED ITEMS" mailed for this application on June 6, 2001. A copy of the "NOTICE OF OMITTED ITEMS" is enclosed.

CERTIFICATION UNDER 37 C.F.R. SECTION 1.10*

(Express Mail label number is mandatory.)

(Express Mail certification is optional.)

I hereby certify that this "Petition to Establish Prior Receipt in the P.T.O. of Item Considered as Omitted by the P.T.O.--Response to "Notice of Omitted Items" and the documents referred to as attached therein are being deposited with the United States Postal Service on this date August 6, 2001, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL465780227US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

08/13/2001 AZERGAW1 00000029 09814260

01 FC:122 130.00 OP

Adjusted date: 10/30/2001 AKELLEY
08/13/2001 AZERGAW1 00000029 09814260
01 FC:122 -130.00 OP

Debbie West

(type or print name of person mailing paper)

Signature of person mailing paper

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. Section 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).
"Since the filing of correspondence under Section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

S:\MI22\1663\MO2.wpd

(Petition to Establish Prior Receipt in the PTO of Item(s) Considered as Omitted
by the PTO--Response to "Notice of Omitted Items"--page 1 of 3)

08/13/2001 AZERGAW1 00000029 09814260
01 FC:122 -130.00 OP

2. Applicant asserts that the item indicated as omitted was in fact deposited with the P.T.O. with the original application papers filed on March 21, 2001.

3. In accordance with the requirements of the Notice of June 5, 1996, 61 Fed. Reg. 30,041-30,046, applicant hereby:

- A. Petitions under 37 C.F.R. Section 1.53(e) for a review of the determination that the item in issue was omitted.
- B. Submits the petition fee under 37 C.F.R. Section 1.17(h).
- C. Submits the attached evidence of the deposit of the item in issue.

4. Fee Payment

This is a **nonprovisional** application.

The petition fee, 37 C.F.R. Section 1.17(h), is paid as follows:

A check is attached in the sum of \$ 130.00.

Please charge Account No. 23-0925 for any fee deficiency for this petition.

5. Request for Refund

It is respectfully requested that, upon grant of the petition under 37 C.F.R. Section 1.53(e), the petition fee be refunded by deposit to Account No. 23-0925.

Date: 8-6-01



D. Brent Kenady
Registration No. 40,045
Wells, St. John, Roberts, Gregory & Matkin
601 W. First Avenue, Suite 1300
Spokane, WA 99201-3828
509-624-4276
Customer No. 021567



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/814,260	03/21/2001	Scott E. Moore	MI22-1663

021567

WELLS ST JOHN ROBERTS GREGORY AND MATKIN
SUITE 1300
601 W FIRST AVENUE
SPOKANE, WA 992013828

FORMALITIES LETTER



OC000000006151215

Date Mailed: 06/06/2001

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) **29** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (*37 CFR 1.17(h)*)) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

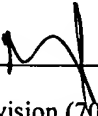
II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution

of the application.

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

109080"0947.850



**EVIDENCE OF DEPOSIT OF ITEM(S)
WITH APPLICATION INDICATED AS OMITTED
IN THE "NOTICE OF OMITTED ITEMS"**

In connection with the "Notice of Omitted Items" dated June 6, 2001, applicant submits the following evidence that the item(s) indicated as omitted were in fact deposited with the P.T.O. on March 21, 2001, which is the original date on which the papers for this application were deposited:

A photocopy of the return postcard showing thereon that the item indicated as omitted was in fact deposited. That is, the return postcard, stamped with the Express Mail number and United States Patent and Trademark Office sticker, verifies the PTO received twenty (20) sheets of Formal Drawings.

A photocopy of the twentieth (20th) sheet of the Formal Drawings indicated as 20/20 at the top of the sheet and including the attorney's docket number MI22-1663 is presented herewith.

Such twentieth (20th) sheet of the Formal Drawings includes Fig. 29 which is the item allegedly omitted, and accordingly, was in fact deposited.

465780227



3-21-01

MI22-1663
Micron Technology, Inc.

The stamp of the U.S. Patent and Trademark Office acknowledges receipt of the following papers relating to the Patent application of **Scott E. Moore et al**, Serial No. Filed Herewith, filed Herewith, entitled "**Semiconductor Workpiece Processing Methods, A Method of Preparing Semiconductor Workpiece Process Fluid, and A Method of Delivering Semiconductor Workpiece Process Fluid to a Semiconductor Processor**".

1. PTO Return Postcard Receipt.
2. A \$1,706.00 check.
3. Utility Transmittal Form (PTO/SB/05)
4. Fee Transmittal (PTO/SB/17)
5. 105 pages of Specification, Claims, Abstract, Formal Drawings, and Declaration
6. 20 sheets of Formal Drawings
7. Preliminary Amendment
8. Information Disclosure Statement w/PTO Form-1449



EL465855336US

EL 465780227

**POST OFFICE
TO ADDRESSEE**



EL465855336US

EL465855336US

**SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE**

Customer Copy
Label 11-F July 1997

ORIGIN (POSTAL USE ONLY)		
PO ZIP Code 99210	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date in Mo. 3 Day 21 Year 01	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 16.00
Time in 7:00 AM <input type="checkbox"/> PM <input checked="" type="checkbox"/>	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 9.3 lbs. 0 ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials DP	Total Postage & Fees \$ 16.00

CUSTOMER USE ONLY	
METHOD OF PAYMENT: Express Mail Corporate Acct. No. X992332	<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.
Federal Agency Acct. No. or Postal Service Acct. No.	<input type="checkbox"/> NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday

FROM: (PLEASE PRINT) PHONE **(509) 624-4276**

**WELLS ST JOHN ROBERTS
GREGORY & MATKIN
601 W 1ST AVE STE 1300
SPOKANE WA 99201-3828**

TO: (PLEASE PRINT) PHONE **(800) 786-9199**

**BOX PATENT APPLICATION
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON D.C. 20231**

MI 22-1663/JCS

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811

www.usps.gov



Priority Application Serial No. 09/517,127
 Priority Filing Date March 2, 2000
 Inventor Scott E. Moore et al.
 Assignee Micron Technology, Inc.
 Priority Group Art Unit 3723
 Priority Examiner T. Eley
 Attorney's Docket No. MI22-1663

Title: "Semiconductor Workpiece Processing Methods, A Method of Preparing Semiconductor
 Workpiece Process Fluid, and A Method of Delivering Semiconductor Workpiece Process Fluid to
 a Semiconductor Processor"



EX POST DECLARATION OF EXPRESS MAILING

I hereby declare that I have deposited the below-listed papers with the United States Postal Service "Express Mail Post Office to Addressee" service, addressed and posted as indicated below, in compliance with 37 CFR 1.10. The Express Mail label No. has been placed on one or more of the papers listed.

Express Mail Number: **EL 465855336**

Date of Deposit: 3/21/01

Time of Deposit: 4:42 AM/PM

Deposited By: ☒ Delivery to Postal Employee
☐ Placed in Drop Box

Addressee: Box Patent Application
 Assistant Commissioner of Patents
 Washington D.C. 20231

Place of Deposit:

- ☐ U.S. Post Office (Paulsen Bldg. Br.)
 421 West Riverside, Room 201
 Spokane, Washington 99201
 Last Scheduled Drop Box Pickup: 4:40 pm
☒ U.S. Post Office (Riverside Station)
 904 West Riverside
 Spokane, Washington 99201
 Last Scheduled Drop Box Pickup: 5:00 pm

- ☐ U.S. Post Office (DIST. CTR.)
 2928 S. Spotted Road
 Spokane, Washington 99202
 Last Scheduled Drop Box Pickup: 9:00 pm
☐ U.S. Post Office _____ Branch

 Last Scheduled Drop Box Pickup: ____ am/pm

Listing Of Items Enclosed In Mailing:

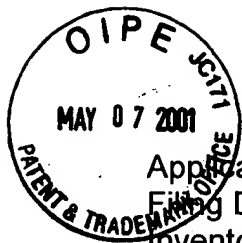
1. PTO Return Postcard Receipt.
2. A \$1,706.00 check.
3. Utility Transmittal Form (PTO/SB/05)
4. Fee Transmittal (PTO/SB/17)
5. 105 pages of Specification, Claims, Abstract, Formal Drawings, and Declaration
6. 20 sheets of Formal Drawings
7. Preliminary Amendment
8. Information Disclosure Statement w/PTO Form-1449

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application or any patent issued therefrom.

Dated this 21 day of March, 2001.

Dated at Spokane, Washington

Rhonda Rambo



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE #5

Application Serial No. 09/814,260
Filing Date March 21, 2001
Inventor Scott E. Moore et al.
Assignee Micron Technology, Inc.
Group Art Unit Unknown
Examiner Unknown
Attorney's Docket No. MI22-1663
Title: "Semiconductor Workpiece Processing Methods, A Method of Preparing
Semiconductor Workpiece Process Fluid, and A Method of Delivering
Semiconductor Workpiece Process Fluid to a Semiconductor Processor"

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

References -- See Attached Form PTO-1449

The attached form PTO-1449 is submitted in compliance with 37 CFR §1.56. No
admission is made regarding whether all the submitted references are prior art.

Respectfully submitted,

Dated: 5/4/01

Attorney:

James D. Shaurette
James D. Shaurette
Reg. No. 39,833



Please type a plus sign (+) inside this box → ☒

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (6-98)
Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

+
#5

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/814,260
	Filing Date	March 21, 2001
	First Named Inventor	Scott E. Moore et al.
	Group Art Unit	Unknown
	Examiner Name	Unknown
Total Number of Pages in This Submission		Attorney Docket Number MI22-1663

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): PTO Postcard Receipt Form PTO-1449 Cited References
Remarks		No Fee Required

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	James D. Shaurette, Reg. No. 39,833 Wells, St. John, Roberts, Gregory & Matkin, P.S.
Signature	
Date	5/4/01

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 5-4-01	
Typed or printed name	Natalie King
Signature	
Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.